

### **REMARKS**

Reexamination and Reconsideration of the rejections and objections is requested. Upon entry of the Amendment, Claims 72 and 80 are amended. New Claims 109-114 have been added. Basis for the amendments and new claims are found in the original specification including the claims. No new matter has been added.

#### ***Claim Rejections – 35 U.S.C. § 103***

Claims 72 and 80 have been amended to change "comprising" to "consisting essentially of" to obviate the rejection based upon the four component main polymer blend of Wilhoit. Claim 109 is Claim 76 in independent form. Claim 110 is Claim 77 made dependent on Claim 109 and Claim 111 is Claim 79 in independent form. Claim 112 is Claim 82 in independent form and Claim 113 is Claim 83 in independent form. Claim 114 is Claim 86 in independent form.

The § 103 rejection should be withdrawn inasmuch as the four component blends of Wilhoit are clearly excluded by the amended claim language.

#### ***The Double Patenting Rejection***

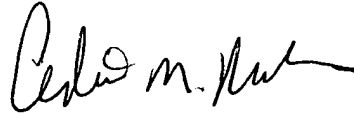
Applicants traverse the grounds for the rejection. However, a Terminal Disclaimer is submitted herewith inasmuch as the term will be unaffected since both applications claim the benefit of the same earlier application. In view of the foregoing, this rejection should be withdrawn.

In view of the above amendments and remarks, reexamination and reconsideration of all the rejections are requested, and allowance of all the claims is earnestly solicited.

In re: Tatarka, et al.  
Appl. No.: 09/401,692  
Filed: September 22, 1999  
Page 8 of 10

If, after consideration of the above remarks, the Examiner has any remaining questions or concerns, please feel free to telephone the undersigned to discuss those concerns or questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Cedric M. Richeson", with a stylized flourish at the end.

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**Version With Markings To Show Changes Made:**

72. (Amended) A polymer blend of at least three copolymers [comprising] consisting essentially of:

20 to 85 weight percent of a first polymer having a melting point of 80 to 98°C comprising at least one copolymer of ethylene and hexene-1;

5 to 35 weight percent of a second polymer having a melting point of 115 to 128°C comprising at least one copolymer of ethylene and at least one  $\alpha$ -olefin; and

10 to 50 weight percent of a third polymer having a melting point of 60 to 110°C comprising at least one copolymer of ethylene and a vinyl ester or an alkyl acrylate; wherein said first and second polymers have a combined weight percentage of at least 50 weight percent, said weight percentage being based upon the total weight of said first, second and third polymers.

80. (Twice Amended) A process for making biaxially stretched, heat shrinkable film comprising:

extruding a melt plastified primary tube comprising a polymeric blend A [comprising] consisting essentially of 20 to 85 weight percent of a first polymer having a melting point of 80 to 98°C comprising at least one copolymer of ethylene and hexene-1;

5 to 35 weight percent of a second polymer having a melting point of 115 to 128°C comprising at least one copolymer of ethylene and at least one  $\alpha$ -olefin; and

10 to 50 weight percent of a third polymer having a melting point of 60 to 110°C comprising at least one copolymer of ethylene and a vinyl ester or an alkyl acrylate; wherein said first and second polymers have a combined weight percentage of at least 50 weight percent, said weight percentage being based upon the total weight of said first, second and third polymers;

cooling said primary tube;

reheating said cooled tube to a draw point temperature of 65 to 88°C;

biaxially stretching said tube to provide a transverse direction circumference of at least  $2\frac{1}{2}$  times the circumference of said primary tube and a machine direction length of at least  $2\frac{1}{2}$  times the length of a corresponding segment of said primary tube, and cooling said biaxially stretched tube to form a biaxially stretched, heat shrinkable film having a film thickness less than 10 mil (254 microns).